

Message Text

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43

ORIGIN EB-11

INFO OCT-01 EA-11 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 /046 R

DRAFTED BY EB/AN:WBCOBB:TH

APPROVED BY EB/AN:MHSTYLES

CAB - MR. HORNEMAN

EA/IMS - MR. NOONAN

----- 001603

P 171532Z JAN 74

FM SECSTATE WASHDC

TO AMEMBASSY JAKARTA PRIORITY

UNCLAS STATE 010434

E.O. 11652: N/A

TAGS: ETRN, ID

SUBJ: CIVAIR - INDONESIA-US BILATERAL

REF: STATE 241252, JAKARTA 14876, 209, 617

1. EMBASSY REQUESTED PREPARE LETTER TO INDONESIA

DIRECTOR AIR TRAFFIC RISAKOTTA DRAWING ON THE FOLLOWING:

2. IT IS THE VIEW OF THE USG THAT THE PROVISION OF THE AIR TRANSPORT AGREEMENT BETWEEN OUR TWO COUNTRIES WHICH SPECIFIES THAT SERVICE OVER THE AGREED ROUTES MAY BE OPERATED IN BOTH DIRECTIONS, ALSO MAKES IT POSSIBLE FOR A SERVICE TO BE OPERATED IN EITHER DIRECTION. THERE IS NOTHING IN THE AGREEMENT WHICH REQUIRES THAT EVERY FLIGHT IN ONE DIRECTION BE MATCHED BY A MIRROR IMAGE RETURN FLIGHT IN THE OTHER DIRECTION. THE US DOES NOT IMPOSE SUCH A REQUIREMENT NOR WOULD WE DO SO ON OPERATIONS BY AN INDONESIAN CARRIER.

3. THE US SHARES THE INDONESIAN POSITION THAT FLIGHTS WHICH DO NOT TOUCH THE STATE OF REGISTRY ARE NOT AUTHORIZED UNDER THE TERMS OF THE BILATERAL. IN THE CASE IN QUESTION HOWEVER, EACH OF PAN AMERICAN'S FLIGHTS TO
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OR FROM INDONESIA DOES SERVE THE UNITED STATES EITHER AS

A POINT OF ORIGIN OR A POINT OF DESTINATION. WHILE MOST
AIRLINE OPERATIONS INVOLVE AN EQUAL NUMBER OF OUTBOUND

AND INBOUND FLIGHTS TO AND FROM THE NATIONAL TERRITORY OF
THE CARRIER, THIS RESULTS FROM THE FACT THAT THIS IS
USUALLY THE MOST ECONOMIC WAY TO UTILIZE AIRCRAFT
EQUIPMENT AND CREWS, BUT MIRROR RECIPROCITY IS NEITHER
SPECIFIED NOR REQUIRED. IN FACT, THERE ARE MANY EXAMPLES
WHERE INBOUND FLIGHTS DO NOT MIRROR THE OUTBOUND FLIGHTS.
IT IS APPARENT FROM THE EXAMPLES CITED BELOW THAT THE
SERVICE QUESTIONED BY THE INDONESIAN AUTHORITIES IS AN
ACCEPTED AIRLINE PRACTICE BOTH DOMESTICALLY AS WELL AS
INTERNATIONALLY. ACCORDINGLY THE USG IS OF THE OPINION*THAT FLIGHT 812 AS SUBMITTED BY PAN AMERICAN, ALTHOUGH
IT IS NOT A MIRROR IMAGE OF FLIGHT 811, IS CONSISTENT
WITH THE BILATERAL SINCE IT CONNECTS BOTH COUNTRIES IN
ACCORDANCE WITH A FLIGHT PATTERN CONTAINED IN THE ANNEX
TO THE AGREEMENT.

4. EXAMPLES OF COMMERCIAL AIRLINE FLIGHTS WHICH ARE
EITHER ONE-WAY OR HAVE A DIFFERENT ROUTING IN EACH
DIRECTION, AS SHOWN IN THE JANUARY 1974 OFFICIAL AIRLINE
GUIDE ARE AS FOLLOWS:

ROUTE..... FLIGHT...AIRLINE

MOSCOW-CAIRO-HODEIDA-ADEN...SU 451 AEROFLOT
MOGADISHU
MOGADISHU-ADEN-CAIRO-MOSCOW.SU 452 AEROFLOT

DAKAR-FREETOWNRK 551 AIR AFRIQUE
FREETOWN-CONAKRY-DAKAR.....RK 552 AIR AFRIQUE
NIAMEY-OUAGADOUGOU-LOME-....RK 023 AIR AFRIQUE
ABIDJAN
ABIDJAN-OUAGADOUGOU-NIAMEY..RK 024 AIR AFRIQUE
DAKAR-BAMAKO-ABIDJAN-ACCRA..RK 502 AIR AFRIQUE
LOME-COTONOU
COTONOU-LOME-ACCRA-ABIDJAN..RK 503 AIR AFRIQUE
FREETOWN-CONAKRY-DAKAR

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MELBOURNE-SYDNEY-NANDI-.....BA 594 BRITISH AIRWAYS
MELBOURNE-SYDNEY-NANDI-.....BA 594 BRITISH AIRWAYS
HONOLULU-LOS ANGELES-
NEW YROK-LONDON
NO RETURN FLT NUMBER

LOS ANGELES-HONOLULU-TOKYO-... 009 NORTHWEST AIRLINES
SEOUL (OVERNIGHT)-HONG KONG
HONG KONG-TOKYO-HONOLULU-..... 010 NORTHWEST AIRLINES

LOS ANGELES

ROUTE.....FLIGHT AIRLINE

SINGAPORE-BOMBAY-BAHRAIN-...SQ 743 SINGAPORE AIRLINES
ATHENS-AMSTERDAM-LONDON
NO RETURN FLT NUMBER

OSAKA-TAIPEI-HONG KONG-.....TG 403 THAI AIRWAYS INT'L
BANGKOK-SINGAPORE
NO RETURN FLT NUMBER

WASHINGTON-BOSTON-LONDON-..... 164 PAN AM
AMSTERDAM-FRANKFURT
FRANKFURT-LONDON-WASHINGTON-.. 165 PAN AM
BOSTON

5. DEPARTMENT REGRETS DELAY IN PREPARING REPLY BUT, AS
CAN BE SEEN FROM ABOVE, GUIDE RESEARCH WAS EXTENSIVE AND
TIME CONSUMING. RUSH

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